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 Attorney for plaintiff JEFF WHISTLER

**IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSE DIVISION**

JEFF WHISTLER,  
*Plaintiff,*  
 v.  
 COUNTY OF SANTA CLARA; EDWARD FLORES, individually and in his capacity as Chief of the Santa Clara County Department of Correction; ROBERT SILLEN, individually and in his capacity as Executive Director of the Santa Clara Valley Health and Hospital System; JOHN DOE 1, individually and in his or her capacity as Medical Director of the Santa Clara Valley Health and Hospital System, whose true name is unknown to plaintiff at this time; JOHN DOE 2, individually and in his or her capacity as Medical Director of Santa Clara Valley Custody Health System, whose true name is unknown to plaintiff at this time; NURSES NANCY DOE and RACHEL ROE, individually and in their capacities as nurses in the Santa Clara County jail system, the identities and exact numbers of whom are unknown to plaintiff at this time; MARIA JUAREZ-REYES, M.D., PH.D.; DOCTORS MICHAEL MOE and LINDA LOE, individually and in their capacities as physicians performing services for Santa Clara jail inmates, the identities and exact numbers of whom are unknown to plaintiff at this time; SERGEANT SCIMECA, BADGE NO. 1601, individually and in his capacity as a corrections sergeant for the Santa

No. C 06-02538 JW

STIPULATION FOR DISMISSAL  
 OF DEFENDANTS SCIMECA  
 and COUNTY OF SANTA CLARA;  
 [Proposed] ORDER

Stipulation for Dismissal of Scimeca and County; [Proposed] Order  
 Case No. C06-02538 JW

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1 Clara County Department of Corrections; CARL )  
 2 COE and PAULA POE, individually and in their )  
 3 capacities as corrections officers for the Santa Clara )  
 4 County Department of Corrections, the identities )  
 and exact numbers of whom are unknown to )  
 plaintiff at this time; DOES 3 to 100, )  
*Defendants.* )

6 IT IS HEREBY STIPULATED by and between the parties to this action through their  
 7 designated counsel that defendants SEGEANT SCIMECA and COUNTY OF SANTA CLARA  
 8 be and hereby are dismissed with prejudice pursuant to Federal Rules of Civil Procedure, rule  
 9 41(a)(1). Each side shall bear its own attorney's fee and costs.

11 Dated: 11 November 2007

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 14 \_\_\_\_\_  
 15 Anthony Boskovich  
 16 Attorney for plaintiff

17 Dated: November 14, 2007

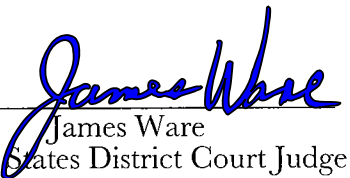
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 21 Gregory Sebastinelli  
 22 Attorney for Defendants

**ORDER**

Pursuant to the stipulation of the parties, defendants SERGEANT SCIMECA and COUNTY OF SANTA CLARA are dismissed with prejudice. Each side shall bear its own attorney's fee and costs.

The Clerk shall close this file.

Dated: November 27, 2007

  
James Ware  
United States District Court Judge

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